

CLOSED

**U.S. District Court  
Southern District of Florida (Ft Lauderdale)  
CRIMINAL DOCKET FOR CASE #: 0:22-mj-06296-AOV-1**

Case title: USA v. Nezat

Date Filed: 06/14/2022

Date Terminated: 06/15/2022

Assigned to: Magistrate Judge  
Alicia O. Valle

**Defendant (1)**

**Seth Nezat**

*TERMINATED: 06/15/2022*

represented by **Noticing FPD-FTL**

(954) 356-7436

Email: [ftl\\_ecf@fd.org](mailto:ftl_ecf@fd.org)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

*Designation: Public Defender Appointment*

**Pending Counts**

None

**Disposition**

**Highest Offense Level (Opening)**

None

**Terminated Counts**

None

**Disposition**

**Highest Offense Level  
(Terminated)**

None

**Complaints**

18:1962-4999.F. Racketeer  
Influenced and Corrupt  
Organizations

**Disposition**

**Plaintiff**

**USA**

represented by **Noticing AUSA CR TP/SR**

Email: [Usafls.transferprob@usdoj.gov](mailto:Usafls.transferprob@usdoj.gov)

*LEAD ATTORNEY*

## ATTORNEY TO BE NOTICED

Designation: Retained

Date Filed	#	Page	Docket Text
06/14/2022	<u>1</u>		Magistrate Removal of Violation of Conditions of Release from Southern Ohio Case number in the other District 1:18-Cr-109-DRC as to Seth Nezat (1). (tpl) (Entered: 06/14/2022)
06/14/2022			Set/Reset Hearings as to Seth Nezat: Initial Appearance Revocation – Rule 5(c)(3)/40– set for 6/15/2022 11:00 AM in Fort Lauderdale Division before FTL Duty Magistrate. (tpl) (Entered: 06/14/2022)
06/15/2022	<u>2</u>		Minute Order for proceedings held before Magistrate Judge Alicia O. Valle: Initial Appearance in Rule 5(c)(3)/Rule 40 Proceedings as to Seth Nezat held on 6/15/2022. Date of Arrest or Surrender: 6/15/22. Defendant signed Waiver of Removal. No bond set in this district. The Court entered the Commitment To Another District. Attorney added: Noticing FPD–FTL for Seth Nezat. Juan Michelen in court. (Digital 11:22:45) Signed by Magistrate Judge Alicia O. Valle on 6/15/2022. (tw) (Entered: 06/15/2022)
06/15/2022	<u>3</u>		WAIVER of Rule 5(c)(3)/Rule 40 Hearing, by Seth Nezat. (tw) (Entered: 06/15/2022)
06/15/2022	<u>4</u>		COMMITMENT TO ANOTHER DISTRICT as to Seth Nezat. Defendant committed to District of Southern Ohio. Closing Case for Defendant. Signed by Magistrate Judge Alicia O. Valle on 6/15/2022. <i>See attached document for full details.</i> (tw) (Entered: 06/15/2022)

Case: 1:18-cr-00109-1 ; Doc #: 227 Filed: 03/11/22 Page: 2 PAGEID #: 1416

AO 442 (Rev. 11/11) Arrest Warrant

## UNITED STATES DISTRICT COURT

for the

Southern District of Ohio

United States of America

v.

Seth Nezat

Defendant

Case No. 1:18-cr-109-12

Our case 22-6296-ADV

## ARREST WARRANT

To: Any authorized law enforcement officer

**YOU ARE COMMANDED** to arrest and bring before a United States magistrate judge without unnecessary delay(name of person to be arrested) Seth Nezat

who is accused of an offense or violation based on the following document filed with the court:

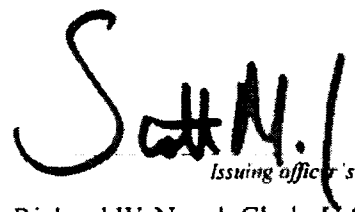
- ☐ Indictment    ☐ Superseding Indictment    ☐ Information    ☐ Superseding Information    ☐ Complaint  
☐ Probation Violation Petition    ☒ Supervised Release Violation Petition    ☐ Violation Notice    ☐ Order of the Court


This offense is briefly described as follows:

See Attached

Date: 3/11/22

City and state: Cincinnati, Ohio

  
 Issuing officer's signature  
 Richard W. Nagel, Clerk, U.S. District Court  
 Printed name and title



## Return

This warrant was received on (date) \_\_\_\_\_, and the person was arrested on (date) \_\_\_\_\_  
 at (city and state) \_\_\_\_\_

Date: \_\_\_\_\_

Arresting officer's signature

Printed name and title

AO 442 (Rev. 11/11) Arrest Warrant

## UNITED STATES DISTRICT COURT

for the

Southern District of Ohio

United States of America

v.

Case No. 1:18-cr-109

SETH NEZAT (12)

*Defendant*

## ARREST WARRANT


To: Any authorized law enforcement officer

**YOU ARE COMMANDED** to arrest and bring before a United States magistrate judge without unnecessary delay  
 (name of person to be arrested) Seth Nezat,  
 who is accused of an offense or violation based on the following document filed with the court:

- ☐ Indictment    ☐ Superseding Indictment    ☐ Information    ☐ Superseding Information    ☐ Complaint  
☐ Probation Violation Petition    ☐ Supervised Release Violation Petition    ☒ Violation Notice    ☐ Order of the Court

This offense is briefly described as follows:

See Petition

Date: 05/04/2020
  
 Issuing officer's signature
City and state: Cincinnati, OhioRichard W. Nagel, Clerk, U.S. District Court

Printed name and title

## Return

This warrant was received on (date) \_\_\_\_\_, and the person was arrested on (date) \_\_\_\_\_  
 at (city and state) \_\_\_\_\_

Date: \_\_\_\_\_

  
 Arresting officer's signature

Printed name and title

**United States District Court  
for  
Southern District of Ohio  
Petition for Warrant or Summons for Offender Under Supervision**

Name of Offender: **Seth Nezat**

Case Number: **1:18-CR-109-12**

Name of Sentencing Judicial Officer: **The Honorable Douglas R. Cole,  
United States District Judge**

Date of Original Sentence: **November 1, 2021**

Original Offense: **Racketeer Influenced and Corrupt  
Organizations, in violation of 18 U.S.C. § 1962(d)**

Original Sentence: **Time Served, 3 years supervised release**

Type of Supervision: **Supervised Release** Date Supervision Commenced: **November 5, 2021**

Assistant U.S. Attorney: **Matthew Singer**

Defense Attorney: **Jay Clark**

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**PETITIONING THE COURT**

- ☒ To issue a warrant –AT LARGE (home address unknown)  
☐ To issue a Summons  
☐ To grant an exception to revocation without a hearing

<u>Violation Number</u>	<u>Nature of Noncompliance</u>
<b>1.</b>	<b>Standard Condition 2</b>

**After initially reporting to the probation office, you will receive instructions from the court or the probation officer about how and when you must report to the probation officer, and you must report to the probation officer as instructed.**

On or about January 31, 2022, Nezat moved from his approved residence at 5621 Northeast 22nd Ave., Fort Lauderdale, Florida, 33308, and his whereabouts are unknown.

**2. Special Condition 3**

**Shall participate in drug and/or alcohol treatment, at the discretion of his probation officer. The defendant shall pay a co-pay for the treatment not to exceed \$25, based on his ability to pay, as determined by his probation officer.**

On or about February 16, 2022, Nezat failed to attend his scheduled appointment with Compass Health Systems Inc. as required, and to date, has not satisfactorily participated in treatment as directed by the Court and monitored by the U.S. Probation Officer.

PROB 12C  
(12/98)  
Re: Nezat, Seth

2

3. Special Condition 4

**Must submit to substance abuse testing to determine if he has used a prohibited substance. The defendant must not attempt to obstruct or tamper with the testing methods.**

On February 17, 2022, Nezat failed to submit to drug testing as scheduled by Code-A-Phone.

**U.S. Probation Officer Recommendation:** In view of the fact that Nezat has left his last reported residence without reporting his new address and is not answering calls or returning messages from his officer and because all attempts to locate him have been exhausted, this officer respectfully recommends that a warrant be issued for his arrest so that he may be brought before the Court for a revocation proceeding.

The term of supervision should be

- ☒ Revoked
- ☐ Extended for --- years, for a total term of --- years
- ☐ Continued based upon the exception to revocation under 18 USC 3563(e) or 3583(d)
- ☐ The conditions of supervision should be modified as follows:

I declare under penalty of perjury that the foregoing is true and correct.

Respectfully submitted,

*Shawn P. Donoho*

Shawn P. Donoho  
Senior U. S. Probation Officer  
Date: March 11, 2022

Approved,

*G.R.F.*

Gregory Freson  
Supervising U. S. Probation Officer  
Date: March 11, 2022

PROB 12C  
(12/98)  
Re: Nezat, Seth

3

THE COURT ORDERS:

- ☐ No Action
- ☒ The Court finds that there is probable cause to believe the defendant has violated the conditions of his supervised release and orders the Issuance of a Warrant for his arrest.
- ☐ The Issuance of a Summons
- ☐ The Court finds the defendant can benefit from continued substance abuse treatment and grants an exception to revocation. The supervision term of the defendant is continued under all original terms and conditions.
- ☐ Other

**The signed Probation Form 12C (Petition for Action), as well as the warrant for arrest, is to be filed under seal in the Electronic Case File (ECF) system until such time as the warrant is executed.**

  
\_\_\_\_\_  
Signature of Judicial Officer

3/11/22  
\_\_\_\_\_  
Date

MIME-Version:1.0  
From:cmechautosender@flsd.uscourts.gov  
To:flsd\_cmecf\_notice  
Bcc:  
--Case Participants: Magistrate Judge Alicia O. Valle (valle@flsd.uscourts.gov)  
--Non Case Participants:  
--No Notice Sent:  
  
Message-Id:22290159@flsd.uscourts.gov  
Subject:Activity in Case 0:22-mj-06296-AOV USA v. Nezat Set/Reset Hearings  
Content-Type: text/html

**U.S. District Court**  
**Southern District of Florida**

**Notice of Electronic Filing**

The following transaction was entered on 6/14/2022 at 3:59 PM EDT and filed on 6/14/2022

**Case Name:** USA v. Nezat  
**Case Number:** 0:22-mj-06296-AOV  
**Filer:**  
**Document Number:** No document attached

**Docket Text:**

**Set/Reset Hearings as to Seth Nezat: Initial Appearance Revocation – Rule 5(c)(3)/40– set for 6/15/2022 11:00 AM in Fort Lauderdale Division before FTL Duty Magistrate. (tpl)**

**0:22-mj-06296-AOV–1 Notice has been electronically mailed to:**

**0:22-mj-06296-AOV–1 Notice has not been delivered electronically to those listed below and will be provided by other means. For further assistance, please contact our Help Desk at 1–888–318–2260.:**



## COURT MINUTES/ORDER

## United States Magistrate Judge Alicia O. Valle

Courtroom 310

Date: 6/15/2022 Time: 11:00 a.m.

Defendant: Seth Nezat(J) J#: 19691-104 Case #: 22-6296-AOVAUSA: Bruce Brown Attorney: Juan Michelen, AFPDViolation: Supervised Release ViolationProceeding: Initial Appearance Violation-Rule 40/5 CJA Appt: \_\_\_\_\_Bond/PTD Held: ☐ Yes ☒ No Recommended Bond: No Bond

Bond Set at: \_\_\_\_\_ Co-signed by: \_\_\_\_\_

☐ Surrender and/or do not obtain passports/travel docsLanguage: English☐ \_\_\_\_\_ x's a week/month by  
phone: \_\_\_\_\_ x's a week/month in person☐ Random urine testing by Pretrial Services \_\_\_\_\_  
Treatment as deemed necessary☐ Refrain from excessive use of alcohol☐ Participate in mental health assessment & treatment☐ Maintain or seek full-time employment/education☐ No contact with victims/witnesses☐ No firearms☐ Not to encumber property☐ May not visit transportation establishments☐ Home Confinement/Electronic Monitoring and/or  
Curfew \_\_\_\_\_ pm to \_\_\_\_\_ am, paid by \_\_\_\_\_☐ Allowances: Medical needs, court appearances, attorney visits,  
religious, employment☐ Travel extended to: \_\_\_\_\_☐ Other: \_\_\_\_\_

Disposition:

Defendant present.  
Probation officer Norma  
Martinez present.  
Defendant advised of  
rights and charges.  
Defendant sworn and testified  
to Indigency. AFPD appointed  
Defendant waives identity  
removal, and bond hearing  
and defers until he is in  
the Southern District of  
Ohio.

NEXT COURT APPEARANCE Date: \_\_\_\_\_ Time: \_\_\_\_\_ Judge: \_\_\_\_\_ Place: \_\_\_\_\_

Report RE Counsel: \_\_\_\_\_

PTD/Bond Hearing: \_\_\_\_\_

Prelim/Arraign or Removal: \_\_\_\_\_

Status Conference RE: \_\_\_\_\_

D.A.R. 11:22:45 Time in Court: 13 mins

CHECK IF APPLICABLE: \_\_\_\_\_ For the reasons stated by counsel for the Defendant and finding that the ends of justice served by granting the ore tenus motion for continuance to hire counsel outweigh the best interests of the public & the Defendant in a Speedy Trial, the Court finds that the period of time from today, through and including \_\_\_\_\_, shall be deemed excludable in accordance with the provisions of the Speedy Trial Act, 18 USC 3161 et seq..

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

Case No: 22-MJ-6296-AOV

United States of America  
Plaintiff,

v.

Seth Nezat  
Defendant,

Charging District's Case No. 1:18-Cr-109-DRC

**WAIVER OF RULE 5 & 5.1 REMOVAL/IDENTITY HEARINGS**

I understand that I have been charged in another district, the Southern District of Ohio.

I have been informed of the charges and of my rights to:

- (1) retain counsel or request the assignment of counsel if I am unable to retain counsel;
- (2) an identity hearing to determine whether I am the person named in the charges;
- (3) production of the warrant, a certified copy of the warrant, or a reliable electronic copy of either;
- (4) a preliminary hearing within 14 days of my first appearance if I am in custody and 21 days otherwise — unless I am indicted — to determine whether there is probable cause to believe that an offense has been committed;
- (5) a hearing on any motion by the government for detention;
- (6) request transfer of the proceedings to this district under Fed. R. Crim. P. 20, to plead guilty.

I agree to waive my rights to: **(check those that apply)**

- ☐ An identity hearing and production of the warrant.
- ☐ A preliminary hearing.
- ☒ A detention hearing in the Southern District of Florida.
- ☒ An identity hearing, production of the warrant, and any preliminary or detention hearing to which I may be entitled to in this district. I request that those hearings be held in the prosecuting district, at a time set by that court.

I consent to the issuance of an order requiring my appearance in the prosecuting district where the charges are pending against me.

Date: 6/15/2022

  
Defendant's Signature

  
Alicia O. Valle  
UNITED STATES MAGISTRATE JUDGE

## UNITED STATES DISTRICT COURT

SOUTHERN

District of

FLORIDA

UNITED STATES OF AMERICA

COMMITMENT TO ANOTHER  
DISTRICT

vs.

Seth Nezat

## DOCKET NUMBER

## MAGISTRATE JUDGE CASE NUMBER

District of Arrest

District of Offense

District of Arrest

District of Offense

Southern Ohio

1:18-Cr-109-DC

SOUTHERN DISTRICT OF  
FLORIDA

22-MJ-6296-AOV

## CHARGES AGAINST THE DEFENDANT ARE BASED UPON AN

Indictment

☐ Information☐ Complaint☒ PETITION

charging a violation of

Supervised Release  
Violation

## DISTRICT OF OFFENSE:

SOUTHERN DISTRICT OF OHIO

## CURRENT BOND STATUS:

☐

Bail fixed at

and conditions were not met

☐

Government moved for detention and defendant detained after hearing in District of Arrest

☒

Government moved for detention and defendant detained pending detention hearing in District of Offense

Other (specify)

Representation: ☒ Retained Own Counsel

Federal Defender Organization

☐ CJA Attorney☐ NoneInterpreter Required? ☒ No

Yes

Language: ENGLISH

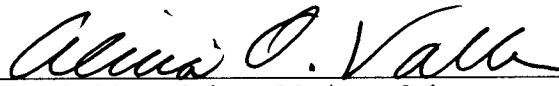
## SOUTHERN DISTRICT OF FLORIDA

TO: THE UNITED STATES MARSHAL

You are hereby commanded to take custody of the above named defendant and to transport that defendant with a certified copy of this commitment forthwith to the district of offense as specified above and there deliver the defendant to the United States Marshal for that District or to some other officer authorized to receive the defendant.

6/15/2022

Date



United States Judge or Magistrate Judge

## RETURN

## This commitment was received and executed as follows:

DATE COMMITMENT ORDER RECEIVED

PLACE OF COMMITMENT

DATE DEFENDANT COMMITTED

DATE

UNITED STATES MARSHAL

(BY) DEPUTY MARSHAL